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## Facsimile

December 1, 2010

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<b>To:</b>	<b>FAX NO.:</b>
Mail Stop M Correspondence Commissioner for Patents	571.273.6500

**FROM:** Candice P. Dysart**DIRECT DIAL NO.:** 404.885.3562**DIRECT FAX NO.:** 404.962.6900**SUBJECT:** U.S. Patent No. RE38,598**File No.:** 036500.000002

<b>Number of pages including cover page:</b>	<b>4</b>	<b>Originals Will Not Be Mailed</b>
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**Message:**

In re application of:

FRESE, II, Vincent et al.

Patent No.: RE38,598

Attached in connection with the above-identified patent application are the following:

- Correction of Small Entity Status Entitlement and Payment of Deficiency Fees (2 pgs.);
- Maintenance Fee Transmittal Form PTO/SB/45 (1 pg.);
- Charge to Deposit Account 20-1507 - \$2,055.00; and
- Certificate of Transmission Under 37 CFR § 1.8 (1 pg.)

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**PATENT**

**Customer No.: 06980**

**Docket No.: 036500.000002**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In Re Patent of: FRESE, II, Vincent et al.**

**U.S. Patent No.: RE38,598**

**Reissue Date: September 21, 2004**

**Title: METHOD AND SYSTEM FOR ON DEMAND DOWNLOADING OF MODULE  
TO ENABLE REMOTE CONTROL OF AN APPLICATION PROGRAM OVER  
A NETWORK**

**CORRECTION OF SMALL ENTITY STATUS ENTITLEMENT AND  
PAYMENT OF DEFICIENCY OF FEES**

**Commissioner for Patents  
Mail Stop M Correspondence  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**December 1, 2010  
Atlanta, GA 30308-2216**

**Dear Honorable Sir:**

In accordance with 37 C.F.R. § 1.27(g)(2) and MPEP § 509.03, the current owner of the above-referenced case hereby notifies the United States Patent and Trademark Office that this patent ("the asset") does not qualify for small entity status. The asset was licensed to a corporation that does not qualify as a small entity, i.e., it is a large entity. Accordingly, pursuant to 37 C.F.R. § 1.27(g)(2), it is respectfully requested that small entity status for the asset be withdrawn.

The recent maintenance fee payment should have been paid as a large entity. Accordingly, the owner submits payment of the deficiency of fees paid.

The total deficiency payment owed is \$2055 and is provided as required by 37 C.F.R. § 1.28(c)(2)(ii)(C). Payment of the deficiency of fees totaling \$2055 is paid to the USPTO prior to the surcharge date of December 2, 2010. The correct amount \$4110 for the maintenance fee has been timely paid to the USPTO.

Commissioner is authorized to charge the above listed deficiency, as well as any other deficiency in fees under large entity status to PTO Deposit Account No. 20-1507. Further, the Commissioner is authorized to refund any overcharge of fees to PTO Deposit Account No. 20-1507.

Respectfully submitted,  
TROUTMAN SANDERS LLP

James E. Schutz, Reg. #48658/  
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Reg. No. 48,658

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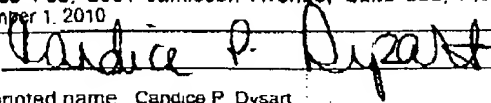
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Signature



Typed or printed name Candice P. Dysart

- OR -

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Enclosed herewith is the payment of the maintenance fee(s) for the listed patent(s).

- ☐ A check for the amount of \$ \_\_\_\_\_ for the full payment of the maintenance fee(s) and any necessary surcharge is enclosed.
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\* Information required by 37 CFR 1.366(c) (columns 1 &amp; 2) Information requested under 37 CFR 1.366(d) (columns 3, 4, &amp; 5).

Item	Patent Number Column 1	U.S. Application Number (e.g., 06/555,555) Column 2	Maintenance Fee Amount (37 CFR 1.20(e)-(g)) Column 3	Surcharge Amount (37 CFR 1.20(h)) Column 4	Payment Year (select one below) Column 5		
					3.5 yrs	7.5 yrs	11.5 yrs
1	RE38,598	09/779,177	2055.00				X
2					12/06/2010	MBANGURA 00000012	201507 RE38598
3					01 FC:1599	2055.00	DA
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Subtotals, Columns 3 &amp; 4 2055.00

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☐ additional sheets attached for listing additional patents.**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on Form PTO-2038.

Respectfully submitted, \*\*

Customer's Signature

Customer's Name James E. Schutz

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Registration Number, if applicable: 48,658

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Note. All correspondence will be forwarded to the "Fee Address" or to the "Correspondence Address" if no "Fee Address" has been provided. See 37 CFR 1.363.

Payment of small entity fee is appropriate if small entity status still exists, see 37 CFR 1.27(g). To establish small entity status or to change status from small to large entity, a written assertion is required. See 37 CFR 1.27 and 1.33(b).

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This collection of information is required by 37 CFR 1.368. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Director of the United States Patent and Trademark Office, Attn: Maintenance Fee, 2051 Jamieson Avenue, Suite 300, Alexandria, VA 22314.

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